IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.875 OF 2007

Sanjeev J. Shetty ...Petitioner

vs.

Pimpri-Chinchwad Municipal Corporation
and another ...Respondents

Mr.Sugandh B. Deshmukh for the Petitioner
Mr.N.V.Walawalkar with Mr.A.J.Suryawanshi i/b Mr.Sudhir Prabhu for Respondent Nos.1 and 2.

CORAM: A.S.OKA,J.
DATE : MARCH 2,2007.

P.C.:

1. The learned Advocate for the Petitioner states that the Constituted Attorney of the Petitioner is personally present in the court today. He states that Petitioner has already applied for regularisation of the suit structure and the said Application has not been considered, as by letter dated 13th June 2005 the respondent-Corporation has called upon the Petitioner to submit certain documents. He states that the Petitioner needs some time to submit the documents as required by the Respondent-Corporation. He states that the Petitioner may be permitted to withdraw this Petition as well the suit with liberty to prosecute the application for regularisation. He states that for a reasonable time, the suit structure may be protected so that the Application for regularisation is considered by the Respondent-Corporation. The learned Senior Counsel for the Respondent-Corporaton states that if necessary documents are supplied by the Petitioner, his application for regularisation will be considered in accordance with law.

2. Hence, this Writ Petition is disposed of by passing the following order :

i) Writ Petition is dismissed as withdrawn.

ii) Regular Civil Suit No.977 of 2005 filed by the Petitioner is dismissed as withdrawn.

iii) It will be open for the Petitioner to submit the requisite documents to the Respondent-Corporation in terms of letter dated 13th June 2005 within a period of four months from today. If documents are supplied within time, the Respondent-Corporation will decide the Application for regularisation in accordance with law within a period of four weeks from the date of receipt of the documents. The Respondent-Corporation will communicate the order passed on the Application for regularisation to the Petitioner within a period of one week from the date of passing the order.

iv) For a period of six months from today both the parties will maintain status quo as of today in respect of the suit structure.

v) If documents are not supplied by the Petitioner within stipulated period of four months from today, on expiry of the said period, the Respondent-Corporation will be free to proceed against the suit structure.

JUDGE